IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

LETTERS PATENT APPEAL (ST.) NO.15441 OF 1999
IN
FIRST APPEAL NO.628 OF 1986

Dabir Ahmed Mohammed Salik & Ors. ...Appellants

V/s.

Nizamuddin Haji Sirajuddin Ansari & Ors....Respondents

Ms.Leena Patil i/b P.M. Pradhan for the Appellants.

Mr.R.S. Datar for the Respondents.

CORAM : A.P. SHAH AND
S.J. VAZIFDAR, JJ.
DATED : 25TH APRIL, 2005.

P.C. :

. Heard advocates.

2. The present L.P.A. is directed against an order passed by the learned single Judge in a First Appeal arising out of an application under Section 72(4) of the Bombay Public Trust Act, 1950. Since the Appeal was in the nature of a second appeal it is subject to the restriction and limitation imposed on a second Appeal as prescribed under Section 100 of the Code of Civil Procedure. Therefore, L.P.A. is not

maintainable. Hence dismissed.